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[Additional Counsel on Signature Page]

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN RE BED BATH & BEYOND
STOCKHOLDER DERIVATIVE
LITIGATION

Master File No. 2:20-cv-08673-MCA-MAH

**STIPULATION AND [PROPOSED]
ORDER TO EXTEND DEADLINE**

WHEREAS, starting on July 10, 2020, three related shareholder derivative actions were filed in this Court on behalf of nominal defendant Bed Bath & Beyond Inc. (“BBBY”); and

WHEREAS, on October 14, 2020, the Court entered an order [ECF No. 12] consolidating the three cases under the caption shown above; and

WHEREAS, on August 3 and 4, 2021, the parties participated in a mediation to try to resolve the matter, but did not succeed in doing so at that time; and

WHEREAS, on January 4, 2022, Defendants and BBBY moved to dismiss the consolidated action [ECF No. 27]; and

WHEREAS, the parties have entered into a settlement in principle of the instant action and are nearing the end of the process of documenting the full settlement agreement in writing, and

WHEREAS, on April 14, 2022, the Court granted the parties' request to extend the deadline for Plaintiffs' response to the motion to dismiss to May 18, 2022 [ECF No. 33]; and

WHEREAS, the parties are still working on the settlement documentation and desire a further adjournment of Plaintiffs' time to respond to the motion to dismiss to allow the parties to attempt to finalize the settlement documentation;

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs, Defendants, and Nominal Defendant BBBY that:

1. Plaintiffs' time to respond to the Defendants' Motion to Dismiss is hereby adjourned from May 18, 2022 to June 13, 2022.

Dated: May 17, 2022

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Attorneys for Defendants and Nominal Defendant Bed Bath & Beyond Inc.

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SO ORDERED this _____ day of _____, 2022.

United States District Judge